



Thursday, August 31, 2017

The Austin City Council will convene at 10:00 AM on
Thursday, August 31, 2017 at Austin City Hall
301 W. Second Street, Austin, TX



Mayor Steve Adler
Mayor Pro Tem Kathie Tovo, District 9
Council Member Ora Houston, District 1
Council Member Delia Garza, District 2
Council Member Sabino “Pio” Renteria, District 3
Council Member Gregorio Casar, District 4
Council Member Ann Kitchen, District 5
Council Member Jimmy Flannigan, District 6
Council Member Leslie Pool, District 7
Council Member Ellen Troxclair, District 8
Council Member Alison Alter, District 10

For meeting information, contact the City Clerk, (512) 974-2210

The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

9:55 AM – Invocation

Priestess Sharon Russell, Tejas Web

10:00 AM – City Council Convenes

Consent

Approval of Minutes

1. Approve the minutes of the Austin City Council work session of August 15, 2017, budget work session of August 16, 2017, and regular meeting of August 17, 2017.

Austin Energy

2. Approve an ordinance amending the Fiscal Year 2016-17 Austin Energy Operating Budget (Ordinance No. 20160912-001) to increase Operating Fund revenue by \$100,000,000 and increase Operating Fund expenses by \$100,000,000 in order to provide appropriations for power supply adjustment expenses that were under-budgeted and in order to reduce the power supply expense over-recovery balance from the prior fiscal year.
3. Authorize issuance of residential rebates to 1806 East 4th Ltd., for the installation of solar electric systems to serve 97 condominium units located at 1800 East 4th Street, for an amount not to exceed \$80,976; and authorize execution of four performance-based incentive agreements with 1806 East 4th Ltd., for the generation of solar energy for commercial common areas at the same location, for an amount not to exceed \$3,292 per year a 10-year period; for a combined total residential and commercial incentive amount not to exceed \$113,896. (District 3)
4. Approve issuance of a rebate to Domain Junction 8 LLC, for energy efficiency measures at its facility located at 11601 Alterra Parkway, in an amount not to exceed \$89,645. (District 7)

Budget

5. Approve an ordinance amending the Fiscal Year 2016-2017 Operating Budget (Ordinance No. 20160914-001) and Capital Budget (Ordinance No. 20160914-002) as requested to direct funds from council offices to other city

departments for municipal purposes.

Capital Contracting Office

6. Authorize award and execution of a construction contract with CDMtek, LLC, for Austin Energy's Cooling Tower Expansion Project at the Paul Robbins District Cooling Plant, in the amount of \$2,587,000 plus a \$388,050 contingency, for a total contract amount not to exceed \$2,975,050. (District 9) (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.06% MBE and 14.17% WBE participation.)
7. Authorize award and execution of a construction contract with MAC, INC., for the Fire Station #26 Structural Improvements project in an amount of \$358,000 plus a \$17,900 contingency, for a total contract amount not to exceed \$375,900. (District 1) (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with .84% MBE and .58% WBE participation.)
8. Authorize award and execution of a construction contract with AUSTIN MATERIALS, LLC, for the Miscellaneous Street Overlay Indefinite Delivery/Indefinite Quantity project in the initial amount of \$2,000,000 for an initial 12-month term, with three one-year extension options of \$2,000,000 each, for a total contract amount not to exceed \$8,000,000. (Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) through the achievements of Good Faith Efforts with 5.02% MBE and 2.07% WBE participation.)

Convention Center

9. Authorize negotiation and execution of an interlocal agreement with AUSTIN INDEPENDENT SCHOOL DISTRICT, for the use of Palmer Events Center at no charge in exchange for the City's use of District event space for community events with an estimated value of the exchange not to exceed \$35,000 a year for two years.

Economic Development Department

10. Approve a resolution authorizing the City Manager and other city officers to negotiate and execute all documents necessary to enter into a U.S. Department of Housing and Urban Development loan in an amount not to exceed \$5,000,000 under Section 108 of the Housing and Community Development Act of 1974, as amended, to finance the Family Business Loan Program and amend Resolution No. 20170803-019 adopted on August 3,

2017, to attach and incorporate the 2017-2018 Community Development Program and Action Plan to the resolution.

Financial Services

11. Approve an ordinance authorizing the issuance of Combined Utility Systems Taxable Interim Financing Notes in a maximum principal amount at any one time outstanding of \$75,000,000 to provide low interest rates on interim financing on utility projects; and authorize and approve the execution of all related agreements, including a Dealer Agreement with Goldman, Sachs & Co., an Issuing and Paying Agent Agreement with U.S. Bank N.A., a Revolving Credit Agreement, a note Purchase Agreement, a Fee Letter, and a Note Paying Agent Agreement all with JPMorgan Chase Bank, National Association related to the City's Combined Utility Systems Program Notes, comprised of a Commercial Paper Sub-Series and a Direct Purchase Sub-Series, and approve and authorize all related documents and fees.
12. Approve an ordinance authorizing the issuance of Combined Utility Systems Tax Exempt Interim Financing Notes in a maximum principal amount at any one time outstanding of \$400,000,000 to provide low interest rates on interim financing on utility projects; and authorize and approve the execution of all related agreements, including a Dealer Agreement with Goldman, Sachs & Co., an Issuing and Paying Agent Agreement with U.S. Bank N.A., a Revolving Credit Agreement, a Note Purchase Agreement, a Fee Letter, and a Note Paying Agent Agreement all with JPMorgan Chase Bank, National Association related to the City's Combined Utility Systems Program Notes, comprised of a Commercial Paper Sub-Series and a Direct Purchase Sub-Series, and approve and authorize all related documents and fees.
13. Approve an ordinance authorizing a Reimbursement Agreement with Citibank, N.A. and a Reimbursement Agreement with Sumitomo Mitsui Banking Corporation related to the City's Hotel Occupancy Tax Subordinate Lien Variable Rate Revenue Refunding Bonds, Series 2008; and authorizing the execution and delivery of related agreements and fees.

Law

14. Approve an ordinance repealing Ordinance No. 20170803-064 and amending Ordinance No. 20170608-034 to authorize waiving or reimbursing certain additional fees for the Umlauf Garden Party- Under a Texas Sky event, sponsored by the Umlauf Sculpture Garden and Museum, which was held on Thursday April 27, 2017 at Umlauf Gardens.
15. Discussion and possible action related to the City of Dripping Springs application to discharge treated wastewater effluent into Walnut Springs Tributary and Onion Creek.
16. Authorize negotiation and execution of Amendment No. 2 to a legal services

contract with Tydings & Rosenberg LLP for legal services regarding the minority-owned and women-owned business enterprise procurement program in an amount not to exceed \$24,600, for a total contract amount not to exceed \$150,000.

Management Services

17. Approve second and third reading of an ordinance relating to special events and high capacity event venues, repealing and replacing City Code Chapter 14-8 relating to right-of-way closures for special events and neighborhood block parties, amending requirements for temporary food establishments during a special event, repealing City Code Section 14-6-3 relating to closures for a street festivity, amending City Code Chapter 9-2 relating to 24-hour live music and multi-day special event permits; and creating offenses and establishing penalties.

Municipal Court

18. Approve an ordinance amending City Code Chapter 2-10 (Municipal Court) to revise and add provisions regarding indigency.

Office of Real Estate Services

19. Authorize amendment to prior Council action authorizing negotiation and execution of an encroachment agreement to correct the entity name from John Coleman Horton III to CVS PHARMACY, INC., for the encroachment of right-of-way by a portion of an existing structure located at 500 Congress Avenue (District 9).

Planning and Zoning

20. Approve an ordinance adopting an amendment to the 5200 McKinney Falls Parkway Annexation and Development Agreement relating to installation of a telecommunications tower with associated equipment (adjacent to District 2).
21. Approve an ordinance adopting the Second Amendment to the Strategic Partnership Agreement (SPA) between the City of Austin and Anderson Mill Limited District (District 6).
22. Approve an ordinance adopting the Third Amendment to the Strategic Partnership Agreement (SPA) between the City of Austin and Tanglewood Forest Limited District (District 5).

Police

23. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to

implement the Austin Police Department project entitled the Austin Police Department Coverdell Project.

24. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Special Operations Project.
25. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled APD Juvenile Justice and Delinquency Prevention Project.
26. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department project entitled Austin Police Services for Victims of Violent Crime.
27. Authorize negotiation and execution of an interlocal agreement with the UNIVERSITY OF NORTH TEXAS HEALTH SCIENCE CENTER to review cases involving DNA evidence processed by the Austin Police Department DNA Laboratory for legal materiality in an amount not to exceed \$100,000.

Public Health

28. Authorize negotiation and execution of an interlocal agreement with AUSTIN INDEPENDENT SCHOOL DISTRICT for public health and social services at Overton Elementary School for a 12-month term from September 1, 2017 through August 31, 2018.
29. Authorize negotiation and execution of three contracts for juvenile delinquency prevention services each for an initial twelve-month term through August 31, 2018, with three twelve-month renewal options, with MEXIC-ARTE MUSEUM in an amount not to exceed \$78,000 per twelve-month term, for a total contract amount not to exceed \$312,000; CREATIVE ACTION in an amount not to exceed \$80,000 per twelve-month term, for a total contract amount not to exceed \$320,000; and WORKERS ASSISTANCE PROGRAM in an amount not to exceed \$73,469 per twelve-month term, for a total contract amount not to exceed \$293,876.

Purchasing Office

30. Authorize award and execution of a contract with Technology International Inc., for Nordstrom plug valves, in an amount not to exceed \$70,625.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women

Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

31. Authorize negotiation and execution of a contract with Western Waterproofing Company of America DBA Western Specialty Contractors of America, to provide window sealing services at Rutherford Lane Campus, in an amount not to exceed \$109,155.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
32. Authorize negotiation and execution of a contract through the State of Texas Department of Information Resources cooperative purchasing program with Mobius Partners LLC, to provide VMware products, services and software including maintenance and support, for a term of three years in an amount not to exceed \$600,000.
(Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
33. Authorize negotiation and execution of a contract with Bureau Veritas North America, Inc., to provide permit plan review services, with an initial term of two years and three one year extension options, for a total contract amount not to exceed \$1,825,000.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
34. Authorize negotiation and execution of a contract with Raftelis Financial Consultants Inc., to provide consulting services and to assist with developing the rate filing package for use during the impartial hearing examiner process for the Austin Water cost of service and rate review for a term of one year, in an amount not to exceed \$250,000.
(Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
35. Authorize negotiation and execution of a contract with NewGen Strategies and Solutions, LLC, to advocate on behalf of residential customers during

the impartial hearing examiner process for the Austin Water cost of service and rate review, for a term of one year, in an amount not to exceed \$170,000. (Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)

36. Authorize negotiation and execution of a contract with Environmental Systems Research Institute, Inc., to provide an enterprise license, consulting services, software maintenance, training, cloud services and support for the City's geographic information system, for a term of 50 months, in an amount not to exceed \$5,833,333.
(Notes: Sole Source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
37. Authorize negotiation and execution of a contract with Booz Allen Hamilton Engineering Services, LLC., to provide radio frequency engineering and consulting services, with an initial term of two years and three one year extension options, for a total contract amount not to exceed \$1,250,000.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
38. Authorize negotiation and execution of a contract with Fiserv Solutions, Inc., to provide licenses, maintenance and support of financial report storage and retrieval software, for a term of five years, for a total contract amount not to exceed \$383,595.
(Notes: Sole Source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
39. Authorize negotiation and execution of a contract through the Houston-Galveston Area Council with Siddons-Martin Emergency Group, LLC, for an aircraft rescue firefighting apparatus, in an amount not to exceed \$782,444.
(Notes: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
40. Authorize negotiation and execution of four contracts with Baker & Taylor, LLC, Ingram Library Services Inc., Recorded Books Incorporated, and Midwest Tape LLC, to provide spoken word audio books on compact disc,

each with an initial term of two years, and each with three one year extension options, for total contract amounts not to exceed \$1,075,000, divided among the contractors.

(Notes: This contract was awarded in compliance with City Code Chapter 2-9C Minority-Owned and Women-Owned Business Enterprise Procurement Program. For the services required for this contract, there were no subcontracting opportunities; therefore, no goals were established.)

41. Authorize negotiation and execution of two contracts with The Segal Company (Southeast) Inc. and Gallagher Benefit Services Inc. DBA Arthur J. Gallagher & Co, or one of the other qualified offerors to Request For Proposals RWS0503, to provide actuarial and consulting services for the Human Resources Department's Employee Benefits Program and Compensation Program, for an initial term of three years, with two one year extension options, for total contract amounts not to exceed \$5,520,000, divided between the contractors.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there was an insufficient number of certified M/WBEs; therefore, no subcontracting goals were established.)
42. Authorize negotiation and execution of two contracts, each with an initial term of three years and two, one year extension options, one contract with Sun Life Financial DBA Sun Life Assurance Company of Canada, or one of the other qualified offerors to Request For Proposals EAD0131, to provide a dental maintenance organization plan for City retirees, for a total contract amount not to exceed \$819,588, and one contract with Cigna Health and Life Insurance Company, or one of the other qualified offerors to Request For Proposals EAD0131, to provide a preferred provider organization dental plan for City retirees, for a total contract amount not to exceed \$13,451,204.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
43. Authorize negotiation and execution of three contracts with MTU Maintenance Berlin-Brandenburg, TransCanada Turbines Inc., and Wood Group/Pratt & Whitney, to provide gas turbine repair and maintenance, each for an initial term of two years, with three one year extension options, for total contract amounts not to exceed \$34,000,000, divided among the contractors.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

44. Authorize award and execution of a contract with Ecin Industries, Inc., to provide mattresses, box springs, and bed frames, with an initial term of three years and two one year extension options, for a total contract amount not to exceed \$359,250.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities therefore, no subcontracting goals were established.)
45. Authorize negotiation and execution of a contract with ZVS-Media, LLC, to provide public access television master control room equipment and installation services for a term of two years, in an amount not to exceed \$262,000.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established.)
46. Authorize negotiation and execution of a contract with Caldwell Country Chevrolet, or one of the other qualified offerors to Request for Proposals MMO0304, for electric vehicles, for a term of one year in an amount not to exceed \$923,580.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)
47. Authorize negotiation and execution of a contract with Eaton Corporation, to provide replacement batteries including corrective repairs and preventative maintenance services for an uninterrupted power supply system at the Combined Transportation, Emergency and Communications Center, for a term of five years in an amount not to exceed \$187,695.
(Notes: Sole Source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established.)
48. Authorize negotiation and execution of a contract with Advanced Traffic Solutions, LLC, or one of the other qualified offerors to Request For Proposal JTH0309, to provide a traffic management system to manage traffic operations at signalized intersections and control of pedestrian hybrid beacons, for an initial term of five years, with two one year extension options, for a total contract amount not to exceed \$2,220,000.
(Notes: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women

Owned Business Enterprise Procurement Program. For the goods and services required for this solicitation, there were no subcontracting opportunities; therefore no goals were established.)

Telecommunications and Regulatory Affairs

49. Approve the first reading of an ordinance granting a franchise agreement to Oncor Electric Delivery Company LLC for use of the City's rights of way for placing facilities or equipment to provide electric utility services within Oncor's certificated area.

Transportation Mobility Bond

50. Authorize award and execution of a construction contract with MUNIZ CONCRETE & CONTRACTING, INC. for the ADA Sidewalk and Ramp Improvements for Safe Routes to Schools, North Lamar Boulevard, Burnet Road Indefinite Delivery/Indefinite Quantity project, in the amount of \$4,000,000 for an initial 18-month term, with two 12-month extension options of \$2,000,000, for a total contract amount not to exceed \$8,000,000. (Districts 4, 7, 9, and 10)
(Notes: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 95.03% MBE and 1.87% WBE participation.)

Watershed Protection Department

51. Approve a resolution for the appointment of Interim Assistant City Manager Joe Pantalio to the Waller Creek Local Government Corporation board to fill the vacancy left by former Assistant City Manager Bert Lumbreras.

Item(s) from Council

52. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies and removal and replacement of members; and amendments to board and commission bylaws.
53. Approve an ordinance amending Ordinance No. 20151119-066 relating to the waiver of fees for the Austin Habitat for Humanity Grand Opening event which was held November 21, 2015, to waive or reimburse additional fees for the event.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Ann Kitchen CO 2: Council Member Alison Alter CO 3: Council Member Jimmy Flannigan)
54. Approve a resolution directing the City Manager to develop a pilot program that would offer temporary work opportunities to those experiencing

homelessness and to make recommendations to Council.

(Notes: SPONSOR: Council Member Ellen Troxclair CO 1: Council Member Ora Houston CO 2: Council Member Jimmy Flannigan CO 3: Council Member Ann Kitchen)

55. Approve a resolution initiating amendments to the regulating plan for the Plaza Saltillo Transit-Oriented Development Station Area, by extending its boundaries to include the Housing Authority of the City of Austin Chalmers Courts location.

(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Jimmy Flannigan CO 2: Mayor Steve Adler CO 3: Council Member Delia Garza CO 4: Council Member Gregorio Casar)

56. Approve an ordinance amending Chapter 2-1 of the City Code relating to eligibility requirements for service on a City board by a person required to register as a lobbyist.

(Notes: SPONSOR: Mayor Steve Adler CO 1: Council Member Leslie Pool CO 2: Council Member Sabino "Pio" Renteria CO 3: Council Member Ann Kitchen)

57. Approve a resolution rescinding action taken on August 10, 2017 regarding rezoning of the property located at 12611 Hymeadow (Case No. C14-2017-0072) and directing staff to re-notice the case and place the item on the next available City Council agenda after notice has been sent.

(Notes: SPONSOR: Council Member Jimmy Flannigan CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Delia Garza CO 3: Mayor Steve Adler)

58. Approve a resolution initiating amendments to the regulating plan for the North Burnet Gateway area relating to floor-to-area ratio, height, platting requirements, and sign regulations, and directing the City Manager to process the amendments.

(Notes: SPONSOR: Council Member Leslie Pool CO 1: Mayor Steve Adler CO 2: Council Member Alison Alter CO 3: Council Member Gregorio Casar)

59. Approve a resolution directing the City Manager to develop recommendations for engaging the community in alternatives to activities such as “panhandling” with more effective and positive interactions with people experiencing homelessness.

(Notes: SPONSOR: Council Member Ann Kitchen CO 1: Mayor Steve Adler CO 2: Council Member Leslie Pool CO 3: Council Member Ellen Troxclair)

60. Approve a resolution directing the City Manager to take necessary actions to allocate hotel occupancy taxes, and other revenues, to projects that promote tourism and the convention industry, in accordance with council directives.

(Notes: SPONSOR: Council Member Ellen Troxclair CO 1: Mayor Pro

Tem Kathie Tovo CO 2: Council Member Leslie Pool CO 3: Council Member Ann Kitchen)

61. Approve an ordinance waiving certain City Code provisions in Title 25 to allow staff to process rezoning and neighborhood plan amendment applications relating to property located at 2514 Thrasher Lane.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Leslie Pool CO 2: Council Member Jimmy Flannigan CO 3: Mayor Steve Adler)
62. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Austin Duck Derby event, sponsored by the Boys and Girls Club, which was held on Saturday, August 5, 2017, on Ann Richards Bridge at Lady Bird Lake.
(Notes: SPONSOR: Council Member Delia Garza CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Leslie Pool CO 3: Mayor Steve Adler CO 4: Council Member Ann Kitchen)
63. Approve the waiver or reimbursement of certain fees under City Code Chapter 14-8 for the Unity Concert and March Against Hate and White Supremacy, sponsored by Jolt TX, which will be held on Saturday, September 2, 2017 at the Texas Capital.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Delia Garza CO 2: Council Member Alison Alter CO 3: Council Member Ann Kitchen)
64. Approve an ordinance waiving or reimbursing certain fees for the Tejano Concert, sponsored by the Saving Souls Outreach Music Ministry Organization, which will be held on Saturday, October 7, 2017 at the Pan American Center.
(Notes: SPONSOR: Council Member Sabino "Pio" Renteria CO 1: Council Member Delia Garza CO 2: Council Member Ora Houston CO 3: Council Member Ann Kitchen)
65. Approve an ordinance waiving or reimbursing certain fees for the District Days Celebration, sponsored by Six Square, which will be held on Saturday, September 2, 2017 at the Downs-Mabson Fields.
(Notes: SPONSOR: Council Member Ora Houston CO 1: Council Member Sabino "Pio" Renteria CO 2: Council Member Alison Alter CO 3: Mayor Pro Tem Kathie Tovo)

Item(s) to Set Public Hearing(s)

66. Set a public hearing to consider a resolution designating service areas and land use assumptions for street impact fees as required by Chapter 395 of Texas Local Government Code (Suggested date and time: October 19, 2017 at 4:00 p.m., Austin City Hall, Council Chambers, 301 W. Second Street, Austin, Texas)

67. Set a public hearing to consider an ordinance relating to the 2015 International Building Code, the 2015 International Existing Building Code, and local amendments. (Suggested date and time: September 28, 2017, 4:00 p.m. at Austin City Hall, 301 W. Second Street, Austin, TX.)
68. Set public hearings for the full purpose annexation of the following annexation areas: Entrada (Approximately 246 acres in northeastern Travis County south of Wells Branch Parkway at the intersection of Immanuel Road and Crystal Bend Drive; contiguous to District 1)HOLT CAT Subdivision (Approximately 27 acres in southern Travis County along IH-35 approximately three-tenths of a mile south of Slaughter Lane; contiguous to District 5)Mooreland Addition (Approximately 34 acres in southwestern Travis County east of the intersection of Manchaca Road and Mooreland Drive; contiguous to District 5)River Place Outparcels (Approximately 212 acres in northwestern Travis County adjacent to the boundary of the River Place Municipal Utility District (MUD) and the city's full purpose jurisdiction; contiguous to District 6). Suggested dates and times: October 12, 2017 at 4:00 pm and October 19, 2017 at 4:00 pm, Council Chambers of City Hall, 301 West 2nd Street, Austin, Texas.
69. Set a public hearing to receive recommendations from the stakeholders group established by City Council to make recommendations concerning non-criminal alternatives to City Code Chapter 9-3, relating to a juvenile curfew, and to consider an ordinance that continues, readopts, or amends City Code Chapter 9-3, relating to a juvenile curfew. (Suggested date and time September 28, 2017 at Austin City Hall, 301 West Second Street, Austin, TX.)

Non-Consent

Council Discussion

70. Discussion regarding the City's proposed budget for fiscal year 2017-2018.
71. Discussion and possible action on the Council Budget Concept Menu.

10:30 AM - Morning Briefings

72. Special Legislation Session Briefing.

12:00 PM - Citizen Communications: General

Raul Alvarez - Language access CAN Dashboard.

Samuel Erwin - TBA.

Spencer Nutting - Leslie statue.

Sara Black - Solution to the Downtown puzzle.

Carlos León - 1) God, Jesus Christ, and The Holy Spirit are eternally best & brightest; 2) Clear air alert - Chemtrails were sprayed in Austin airspace 8/11-8/14; stop chemtrail attacks against Austinites yesterday. 3) Losing your marbles, Vol. III, Part 4.

Tony Farmer - Austin Energy budget.

Michelle Degrate - Funding for FY 2017-2018 budget allocation.

Karen Sironi - Speed cushions.

James Puttnam Burris Jr. - TBA.

Executive Session

73. Discuss legal issues related to open government matters (Private consultation with legal counsel - Section 551.071 of the Government Code).
74. Discuss legal issues related to City of Austin 2017 labor negotiations concerning employees in the Fire, Police, and EMS departments (Private consultation with legal counsel – Section 551.071 of the Government Code).
75. Discuss legal issues related to the City of Dripping Springs' Application for a Permit to Discharge Treated Wastewater Effluent into Walnut Springs Tributary and Onion Creek (Private consultation with legal counsel - Section 551.071 of the Government Code).

2:00 PM - Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

76. C14-2017-0033 – 9501 Stonebridge Drive - District 4 -Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 9501 Stonebridge Drive (Little Walnut Creek Watershed). Applicant Request: To rezone from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning to limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning. First Reading approved on August 3, 2017. Vote: 9-2, Council Members Flannigan and Troxclair voted nay. Owner/Applicant: David and Reyna Lippincott. City Staff: Sherri Sirwaitis, 512-974-3057.
77. C14-2017-0059 – 1105 Rio Grande Street - District 9 –Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1105 Rio Grande Street (Shoal Creek Watershed). Applicant Request: To rezone from general office (GO) district zoning to downtown mixed use-conditional overlay (DMU-CO) combining district zoning. First Reading approved on August 3, 2017. Vote: 9-1-1, Council

Member Flannigan voted nay, Mayor Adler abstained. Owner/Applicant: Asa Christensen. Agent: Asa Christensen. City Staff: Scott Grantham, 512-974-3574.

2:00 PM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

78. NPA-2016-0016.01 - 3212 E. Cesar Chavez Street - District 3 - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20030327-12, the Govalle/Johnston Terrace Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed) from Commercial and Industry land uses to Multifamily and Mixed Use land uses. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: Painter Enterprises, a Texas Corporation. Agent: Husch Blackwell (Nikelle Meade). City Staff: Maureen Meredith, 512-974-2695.
79. C14-2016-0079 - 3212 E. Cesar Chavez Street - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 3212 East Cesar Chavez Street and 111 Tillery Street (Colorado River Watershed). Applicant Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning and general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to multifamily residence- highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence-highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning and general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner: Painter Enterprises Inc. (Donald E. Painter). Applicant: Husch Blackwell LLP (Nikelle Meade). City Staff: Heather Chaffin, 512-974-2122.
80. NPA-2016-0005.04 – 500 Montopolis Drive - District 3 – Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 500 Montopolis Drive (Country Club East) from Single Family to Mixed Use land use. Staff Recommendation: Recommendation pending. Planning Commission

Recommendation: To be reviewed on September 12, 2017.

Owner/Applicant: Keep Investment Group, LLC (Austin Stowell). Agent: Drenner Group (Amanda Swor). City Staff: Maureen Meredith, (512) 974-2695.

81. NPA-2016-0005.02 - Montopolis - Ben White FLUM Amendment - District 3 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20010927-05, the Montopolis Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 6700 and 6800 E. Ben White Blvd., & 2601 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed) from Industry to Commercial land use (Tract 3) and Mixed Use land use (Tracts 1 & 2). Staff Recommendation: To deny Mixed Use land use. Planning Commission Recommendation: To be reviewed on September 12, 2017. Owner/Applicant: Ocampo Partners, Ltd. Agent: Coats Rose (John M. Joseph). City Staff: Maureen Meredith, 512-974-2695.
82. C14-2016-0085 - Montopolis - E. Ben White Zoning - District 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6700 and 6800 East Ben White Boulevard, and 2601 Montopolis Drive (Country Club East Watershed; Carson Creek Watershed). Applicant Request: Applicant request: To rezone from limited industrial services - neighborhood plan (LI-NP) combining district zoning to general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning for Tracts 1 & 2 and from limited industrial services - neighborhood plan (LI-NP) combining district zoning to general commercial services - neighborhood plan (CS-NP) combining district zoning for Tract 3. Staff Recommendation: To deny general commercial services - mixed use - neighborhood plan (CS-MU-NP) combining district zoning for Tracts 1 & 2 and general commercial services - neighborhood plan (CS-NP) combining district zoning for Tract 3. Planning Commission Recommendation: To be reviewed on September 12, 2017. Owner: Ocampo Partners Ltd. Applicant/Agent: Coats Rose/John Joseph. City Staff: Andrew Moore, 512-974-7604.
83. C14-78-220 (RCT) -Montopolis - Ben White Subdivision - District 3 - Conduct a public hearing to terminate a restrictive covenant on property locally known as 6700 & 6800 E. Ben White Blvd and 2601 Montopolis Drive (Country Club West and Carson Creek Watersheds). Staff Recommendation: To grant the termination of the Restrictive Covenant as it relates to this property. Planning Commission Recommendation: To be reviewed September 12, 2017. Applicant/Agent: Coats Rose/John Joseph. Owner: Ocampo Partners Ltd. City Staff: Andrew Moore, 512-974-7604.
84. NPA-2017-0009.01 - 1139 ½ Poquito Street - District 1 - Conduct a public hearing and approve an ordinance amending Ordinance No. 20011213-041, the Central East Austin Neighborhood Plan, an element of the Imagine

Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1139 ½ Poquito Street (Boggy Creek Watershed) from Single Family land use to Multifamily land use. Staff recommendation: To grant Multifamily land use. Planning Commission recommendation: To grant Multifamily land use. Owner: Poquito Rex LLC (Rex Bowers); Sarah Rahl. Applicant: City of Austin, Planning & Zoning Department. City Staff: Maureen Meredith, 512-974-2695.

85. C14-2017-0013 - 1139 ½ Poquito Street - District 1 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1139 ½ Poquito Street (Boggy Creek Watershed). Applicant Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. Staff Recommendation: To grant multifamily residence moderate-high density-conditional overlay-neighborhood plan (MF-4-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning, with conditions. Owner: Poquito Rex, LLC (Rex Bowers); Sarah Rahl. Applicant: City of Austin Planning and Zoning Department (Jerry Rusthoven). City Staff: Heather Chaffin, 512- 974-2122.
86. C14-2017-0027 - Texas Motor Transportation and Oil Field Haulers Inc. - District 1 –Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 700 East 11th Street (Waller Creek Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning to Central Business District (CBD) zoning. Staff Recommendation: To grant Central Business District (CBD) zoning. Planning Commission Recommendation: To grant Central Business District (CBD) zoning. Owner/Applicant: Texas Motor Transportation & Oil Field Haulers, Inc. (John Esparza). Agent: Metcalfe Wolff Stuart & Williams (Michele R. Lynch). City Staff: Scott Grantham, 512-974-3574.
87. C14-2017-0036 - Parker Creek Ranch Residential - District 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 7620 Decker Lane (Decker Creek Watershed; Walnut Creek Watershed). Applicant Request: To rezone from interim-rural residence (I-RR) district zoning and single-family residence-standard lot (SF-2) district zoning to single family residence -small lot (SF-4A) district zoning. Staff Recommendation: To grant single family residence-small lot (SF-4A) district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant single family residence-small lot (SF-4A) district zoning, with conditions. Owner: Continental Homes of Texas L.P. (Ian Cude). Applicant: Alice Glasco Consulting (Alice Glasco). City Staff: Heather Chaffin, 512-974-2122.

88. C14-2017-0042 - 12602 Blackfoot Trail - District 6 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6610 McNeil Drive/12602 Blackfoot Trail (Rattan Creek Watershed) from neighborhood commercial-conditional overlay (LR-CO) combining district zoning and single family residence-standard lot (SF-2) district zoning to general commercial-mixed use (CS-MU) combining district zoning. Staff Recommendation: To grant neighborhood commercial-mixed use (LR-MU) combining district zoning, with conditions. Zoning and Platting Commission Recommendation: To grant single family residence-standard lot (SF-2) district zoning for Tract 1 and community commercial-mixed use-conditional overlay combining (GR-MU-CO) district zoning for Tract 2. Owner/Applicant: Abraham Birgani. Agent: Shaw Hamilton Consultants (Shaw Hamilton). City Staff: Sherri Sirwaitis, 512-974-3057.
89. C14-2017-0048 - GMCV LLC, dba G's Liquor - District 7 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1800 Scofield Ridge Parkway, Suite C (Little Walnut Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning to commercial-liquor sales (CS-1) district zoning. Staff Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Zoning and Platting Commission Recommendation: To grant commercial-liquor sales (CS-1) district zoning. Owner/Applicant: GMCV, LLC (George Faddoul). Agent: Lenworth Consulting, LLC (Nash Gonzales). City Staff: Sherri Sirwaitis, 512-974-3057.
90. C14-2017-0050 - 1501 Airport Commerce Drive - District 3 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1501 Airport Commerce Drive (Carson Creek Watershed). Applicant Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Staff Recommendation: To grant general commercial services-conditional overlay- neighborhood plan (CS-CO-NP) combining district zoning, to change a condition of zoning. Planning Commission Recommendation: To be reviewed on August 22, 2017. Owner/Applicant: W2 Hill ACP II LP/Simmons Vedder (Steven Freche). Agent: Thrower Design (Ron Thrower). City Staff: Andrew Moore, 512-974-7604.
91. C14-2017-0061 - Velocity East 12th Street - District 1 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 705 E 12th Street (Waller Creek Watershed). Applicant Request: To rezone general commercial services (CS) district zoning to central business district (CBD) district zoning. Staff Recommendation: To grant central business district (CBD) district zoning. Planning Commission Recommendation: To grant central business district (CBD) district zoning. Owner/Applicant: Velocity (Debbie Mitchell) Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.) City Staff: Scott Grantham,

512-974-3574.

92. C14-2017-0062 - Velocity E 11th Street - District 1 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 610 East 11th Street (Waller Creek Watershed). Applicant Request: To from general commercial services (CS) district zoning and commercial-liquor sales (CS-1) district zoning to central business district (CBD) district zoning. Staff Recommendation: To grant central business district (CBD) district zoning. Planning Commission Recommendation: To grant central business district (CBD) district zoning. Owner/Applicant: Velocity (Debbie Mitchell) Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.) City Staff: Scott Grantham, 512-974-3574.
93. C14-2017-0073 – 7100 West US Highway 290 – District 8 – Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 7100 West US Highway 290 (Williamson Creek Watershed-Barton Springs Zone). Applicant Request: To rezone from community commercial-conditional overlay-neighborhood plan (GR-CO-NP) combining district zoning to community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To grant community commercial-mixed use-conditional overlay-neighborhood plan (GR-MU-CO-NP) combining district zoning. Owner/Applicant: Cielo Paso Oak Hill LP (Marcus Meyer). Agent: Metcalfe Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Andrew Moore, 512-974-7604.
94. C14-2017-0074 - Gilfillan Place - District 9 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 603 West 8th Street (Shoal Creek Watershed). Applicant Request: To rezone from general office-historic landmark (GO-H) combining district zoning, general office-mixed use (GO-MU) combining district zoning, and general office (GO) district zoning to downtown mixed use-historic landmark (DMU-H) combining district zoning. Staff Recommendation: To grant downtown mixed use-historic landmark-conditional overlay (DMU-H-CO) combining district zoning. Historic Landmark Commission Recommendation: To be reviewed on August 28, 2017. Planning Commission Recommendation: To be reviewed on September 12, 2017. Owner/Applicant: 2015 Austin Gilfillan LP (Rene O. Campos). Agent: Drenner Group (Dave Anderson). City Staff: Scott Grantham, 512-974-3574.
95. C14-2017-0075 - ET Rezoning 2017 - District 2 -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 2705 East State Highway 71 Westbound (Colorado River Watershed). Applicant Request: To rezone from general commercial services-conditional overlay (CS-CO) combining district zoning to general commercial

services (CS) district zoning. Staff Recommendation: To grant general commercial services (CS) district zoning. Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: ExecuTesla, LLC (Tim Spires). Agent: Law Offices of Damon A. Goff (Damon Goff). City Staff: Wendy Rhoades, 512-974-7719.

4:00 PM - Public Hearings and Possible Actions

96. Conduct a public hearing to receive public comment on the City of Austin Fiscal Year 2017-2018 Proposed Budget.
97. Conduct a public hearing on the proposed property (ad valorem) tax rate for Fiscal Year 2017-2018.
98. Conduct a public hearing and consider an ordinance amending City Code Section 25-2-355 relating to voting requirements applicable to zoning recommendations by the Historic Landmark Commission.
99. Conduct a public hearing and consider an ordinance authorizing execution of an agreement with Austin Independent School District establishing site development standards and allowing transfers of impervious cover for redevelopment of school campuses within the Barton Springs Zone (This action concerns land located within the Barton Springs Zone).
100. Conduct a public hearing and consider a request by Charles Lofli, agent of CNJ Austin Wings III Inc. dba Wingstop, located at 7112 Ed Bluestein Blvd., Unit 167, to waive the distance requirement of City Code Section 4-9-4(A), which requires a minimum of 300 feet between a business that sells alcoholic beverages and a public school.

5:30 PM - Live Music

TBA

5:30 PM - Proclamations

Proclamation – National Preparedness Month – To be presented by Mayor Steve Adler

Proclamation – YWCA Greater Austin Day – To be presented by Mayor Steve Adler and to be accepted by Angela-Jo Touza-Medina

Adjourn

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For assistance, please call 512-974-2210 or TTY users route through 711.

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.